IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.2668 OF 2006

Tulshiram Eknath Pilane .....Applicant.

V/s

State of Maharashtra
(At the instance of Saswad
Police Station, Dist. Pune) .....Respondent.

Mr. K.S. Patil for the applicant.

Mrs. M.H. Mhatre, APP for the State.

CORAM: V.M. KANADE, J.

DATE : 8th September, 2006

P.C.:

1. Heard the learned Counsel appearing on behalf of the applicant and the learned APP for the State.

2. This is a second application for bail. The first application was rejected by this court by order dated

08/03/2006 in Criminal Application No. 812 of 2006.

3. It is alleged that the applicant and his son abetted commission of offence under section 306 IPC, which resulted in death of daughter-in-law of the applicant. The trial has not yet begun. The applicant is in jail since last one year. The applicant is a father-in-law of the deceased. It is alleged that in the earlier order reference is made to the complaint filed by the father of the deceased in which it is stated that the father-in-law i.e the present applicant demanded dowry.

4. The learned Counsel appearing on behalf of the applicant has taken me through the statement of the complainant and other witnesses and has submitted that, in fact, it appears that the father-in-law had tried to reconcile the disputes and differences between his son, mother-in-law of the deceased and the deceased.

5. At this stage, it is not possible to accept the submissions made by the learned Counsel appearing on behalf of the applicant. However, considering the fact that

the applicant is in jail since last one year and the trial is not likely to begun in the near future, in my view, this is a fit case for grant of bail.

6. The applicant, therefore, be released on bail in the sum of Rs 5000/- with one or two sureties in the like amount. He shall report to Saswad Police Station once in a week. He shall not threaten the prosecution witnesses.

7. Application is disposed of in the above terms.

(V.M. KANADE, J.)